

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

1440 NEW YORK AVENUE, N.W.
WASHINGTON, D.C. 20005-2111

TEL: (202) 371-7000
FAX: (202) 393-5760
www.skadden.com

DIRECT DIAL
202-371-7044
DIRECT FAX
202-661-9022
EMAIL ADDRESS
DPAWLIK@SKADDEN.COM

FIRM/AFFILIATE OFFICES

BOSTON
CHICAGO
HOUSTON
LOS ANGELES
NEW YORK
PALO ALTO
SAN FRANCISCO
WILMINGTON
BEIJING
BRUSSELS
FRANKFURT
HONG KONG
LONDON
MOSCOW
MUNICH
PARIS
SÃO PAULO
SHANGHAI
SINGAPORE
SYDNEY
TOKYO
TORONTO
VIENNA

January 13, 2010

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
12th Street Lobby, TW-A325
Washington, DC 20554

RE: Ex Parte Presentation of
The Coalition of Wireless Microphone Users
in WT Dockets Nos. 08-166 and 08-167 and
in ET Dockets Nos. 04-186 and 02-380

Dear Ms. Dortch:

On January 12, 2009, the undersigned, along with Thomas S. Ferrugia, Director of Government Relations for the Broadway League; Max Woodward, Vice President of the John F. Kennedy Center for the Performing Arts; Heidi Mathis, Corporate Relations Manager, The Shubert Organization; and theatrical producer Tom Viertel,¹ on behalf of the Coalition of Wireless Microphone Users ("CWMU"),² met with Commissioner Clyburn and her legal advisor, Louis Peraertz; Commissioner Copps and his Chief of Staff, John Giusti; Angela E. Giancarlo, legal advisor to Commissioner McDowell; and Charles Mathias, legal advisor to Commissioner Baker.

¹ Antoinette Cook Bush of this firm was also with us in the meeting with Mr. Mathias.

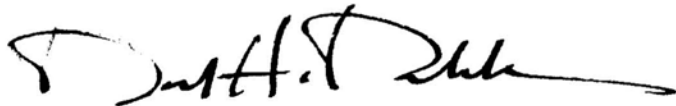
² CWMU is an informal organization of entities that use wireless microphones and other equipment operating on frequencies assigned to Low Power Auxiliary Stations under Part 74, Subpart H of the Commission's rules. Members of CWMU include The Broadway League; The Shubert Organization; Theatre Communications Group, Inc.; The Alliance of Resident Theatres/New York, Inc.; The Educational Theatre Association; League of Off-Broadway Theaters and Producers, Inc.; League of Resident Theatres; the John F. Kennedy Center for the Performing Arts, the African Methodist Episcopal Church; Sports Video Group, LLC; National Basketball Association; National Football League, National Hockey League, Major League Baseball; ESPN, Inc.; and News Corporation.

CWMU relayed the intention of its members to vacate the 700 MHz band upon the determination by the Commission of a date when Wireless Microphone³ use in that spectrum must cease. CWMU members are willing to assist the Commission in conveying information on regulations governing Wireless Microphones through their member organizations and affiliates to other users.

With regard to the use of Wireless Microphones in other areas of the television band, CWMU members are seeking protection from interference by new unlicensed "TV Band Devices" for existing Wireless Microphone users, including those that are not currently eligible for Part 74 licenses. CWMU believes that this protection can most effectively come from eligibility for Part 74 Subpart H licenses and from the inclusion of Wireless Microphone uses in the proposed White Spaces database. We provided information regarding the economic importance of theatre in the United States, which relies heavily on the use of Wireless Microphones.

CWMU members remain available to discuss these issues with any party and to assist the Commission in developing rules and procedures that will protect incumbent Wireless Microphone users in their provision of services to the public.

Sincerely,



David H. Pawlik
Counsel to
The Coalition of Wireless Microphone Users

cc: Commissioner Clyburn
Commissioner Copps
Louis Peraertz
John Giusti
Angela Giancarlo
Charles Mathias

³ CWMU defines "Wireless Microphones" to include IFB systems and other wireless cue and control systems.